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BILL NO. S-92-12-01

SPECIAL ORDINANCE NO. S-208-92

AN ORDINANCE approving the awarding of Reference #1625 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and HAMILTON HUNTER BUILDERS, INC. for the Parks and Recreation Department.

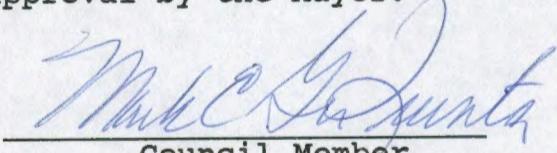
NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That Reference #1625 between the City of Fort Wayne, by and through its Department of Purchasing and HAMILTON HUNTER BUILDERS, INC. for the Parks & Recreation Department, respectfully for:

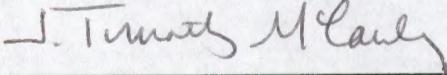
the renovations to McMillen Ice Rink and Foster Pavilion #1 plus Contingency Allowance for the Parks and Recreation Department;

involving a total cost of One Hundred Ninety-Six Thousand One Hundred Fifty-Four and no/100 Dollars (\$196,154.00), all as more particularly set forth in said Reference #1625, which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

  
\_\_\_\_\_  
Council Member

APPROVED AS TO FORM  
AND LEGALITY

  
\_\_\_\_\_  
J. Timothy McCaulay, City Attorney

REF NO.: 1625

DEPT.: F W Parks & Recreation Department

DATE: 12/08/92

ITEM/SERV.: Renovations to McMillen Ice Rink & Foster Pavilion #1

#### PURCHASING INFORMATION

ADVERTISED BID: Yes

DATES ADVERTISED: 11/16/92 & 11/23/92

OPENING DATE: 12/03/92

WRITTEN QUOTE: No

DUE DATE:

VERBAL QUOTE: No

SINGLE SOURCE: No

NO. OF VENDORS NOTIFIED: 8

NO. OF VENDORS RECEIVING BID: 26

NO. OF VENDORS RETURNING BID: 3

NO. OF VENDORS DISQUALIFIED: 0

NO. OF VENDORS NOT RESPONDING: 0

DATE SENT TO DEPT. FOR RECOMM.:

DATE RECOMM. REC'D IN PURCH.: 12/04/92

#### COUNCIL INFORMATION

DATE INFOR SENT TO LAW DEPT.: 12/04/92

INTRODUCTION DATE.: 12/08/92

DISCUSSION DATE: 12/15/92

PASSAGE DATE: 12/22/92

ORDINANCE NO.:

AMOUNT APPROVED AND/OR SPENT LAST YEAR:  
(IF APPLICABLE)

I.T.Q. # 1625  
Renovations of Various Park Facilities  
Parks & Recreation  
2PKD0827

DESCRIPTION	HAMILTON HUNTER	HAROLD MCCOMB	KINDER CONSTR
MCMILLEN #1			
BASE BID	\$ 68,345.00	\$133,000.00	\$ 88,016.00
ALT #1	23,000.00	44,000.00	41,249.00
ALT #E-1	1,660.00	9,650.00	1,900.00
ALT #E-2	577.00	975.00	472.00
UNIT 1	2.20 SQ FT	10.00 SQ FT	3.71 SQ FT
MCMILLEN RINK			
BASE BID	\$109,062.00	\$133,000.00	\$122,400.00
ALT #2	32,800.00	44,700.00	89,250.00
ALT #3	9,800.00	10,450.00	19,740.00
UNIT 1	2.20 SQ FT	10.00 SQ FT	5.83 LF
FOSTER #1			
BASE BID	\$ 72,092.00	\$ 90,000.00	\$ 74,855.00
UNIT 2	1,250.00	2,200.00	NO BID
CONTINGENCY	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
BASE BID	\$109,062.00	\$133,000.00	\$122,400.00
BASE BID	72,092.00	90,000.00	74,855.00
CONTINGENCY	15,000.00	15,000.00	15,000.00
TOTAL:	\$196,154.00	\$238,000.00	\$212,255.00

**BID FORM**RENOVATIONS TO VARIOUS PARKS FACILITIES

Each bidder shall state in his bid the number of calendar days required for the completion of construction.

**Bidder, Firm Name and Address:** HAMILTON HUNTER BUILDERS, INC.  
915 S. Lafayette St.  
Fort Wayne, IN 46802

## McMillen Park Pavilion #1 Bid Package:

Base Bid:	\$	68,345.00
Alternate 1 (add wood shakes) ADD	\$	23,000.00
Alternate E-1 (add per door) ADD	\$	1,660.00
Alternate E-2 (cooktops add) ADD	\$	577.00
Unit Price 1 (roof sheathing)	\$	112.20

Base Bid: \$ 109,062.00  
Alternate 2 (paint interior add) ADD \$ 32,800.00  
Alternate 3 (ridge cap add) ADD \$ 9,800.00  
Unit Price 1 (roof sheathing) \$ 2.20

MORRISON KATTMAN MENZE, INC.

Foster Park Pavilion #1 Bid Package:

Base Bid: \$ 72,092.00

Unit Price 2 (repair column) \$ 1,250.00

Contingency Allowance: \$ 15,000.00

Owner reserves the right to delete any Alternate and/or Bid Package from the "scope of work".

Latest anticipated start date: January 15, 1992

Number of Calendar Days for Completion: \$180.00

Bidders Authorized Signature: Hamilton Hunter Jr  
Title: Pres

Addenda Received: 1 & 2

# PLANET INSURANCE COMPANY

HEAD OFFICE, SUN PRAIRIE, WISCONSIN

## BID BOND

BOND NO. \_\_\_\_\_

APPROVED BY THE AMERICAN INSTITUTE OF ARCHITECTS

A.I.A. DOCUMENT NO. A-310 (FEB. 1970 ED.)

KNOW ALL MEN BY THESE PRESENTS, that we HAMILTON HUNTER BUILDERS, INC.

as Principal, hereinafter called the Principal, and the PLANET INSURANCE COMPANY of Sun Prairie, Wisconsin, a corporation duly organized under the laws of the State of Wisconsin as Surety, hereinafter called the Surety, are held and firmly bound unto

City of Fort Wayne, Indiana

as Obligee, hereinafter called the Obligee, in the sum of

Five Per Cent (5%) Of Maximum Bid ----- Dollars (\$ -----) for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for

Project #1625  
Renovation of McMillen Park Ice Rink,  
Pavillion and other Facilities

NOW THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the Work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 3rd day of December A.D.1992

Gerhard Hoffmann  
(Witness)

HAMILTON HUNTER BUILDERS, INC.  
\_\_\_\_\_  
(Principal) \_\_\_\_\_ (Seal)  
\_\_\_\_\_  
BY Hamilton Hunter (Title) PRES.

YASTE, ZENT & RYE AGENCY, INC.

PLANET INSURANCE COMPANY

Carol J Austin

Ronald K. Balchowich

# PLANET INSURANCE COMPANY

HEAD OFFICE, SUN PRAIRIE, WISCONSIN

## POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS. That the PLANET INSURANCE COMPANY, a corporation duly organized under the laws of the State of Wisconsin, does hereby make, constitute and appoint Carol J. Austin, Mary A. Mackay, Donald T. Belbutowski, John J. Pikel, Donald H. Stoneburner and Gerald H. Dahle, individually, of Fort Wayne, Indiana

its true and lawful Attorney-in-Fact, to make, execute, seal and deliver for and on its behalf, and as its act and deed any and all bonds and undertakings of Suretyship,

and to bind the PLANET INSURANCE COMPANY thereby as fully and to the same extent as if such bonds and undertakings and other writings obligatory in the nature thereof were signed by an Executive Officer of the PLANET INSURANCE COMPANY and sealed and attested by one other of such officers, and hereby ratifies and confirms all that its said Attorney(s)-in-Fact may do in pursuance hereof.

This Power of Attorney is granted under and by authority of Article VII of the By-Laws of PLANET INSURANCE COMPANY which became effective September 21, 1981, which provisions are now in full force and effect, reading as follows:

### ARTICLE VII — EXECUTION OF BONDS AND UNDERTAKINGS

1. The Board of Directors, the President, the Chairman of the Board, any Senior Vice President, any Vice President or Assistant Vice President or other officer designated by the Board of Directors shall have power and authority to (a) appoint Attorneys-in-Fact and to authorize them to execute on behalf of the Company, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof, and (b) to remove any such Attorney-in-Fact at any time and revoke the power and authority given to him.

2. Attorneys-in-Fact shall have power and authority, subject to the terms and limitations of the power of attorney issued to them, to execute and deliver on behalf of the Company, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof. The corporate seal is not necessary for the validity of any bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof.

3. Attorneys-in-Fact shall have power and authority to execute affidavits required to be attached to bonds, recognizances, contracts of indemnity or other conditional or obligatory undertakings and they shall also have power and authority to certify the financial statement of the Company and to copies of the By-Laws of the Company or any article or section thereof.

This power of attorney is signed and sealed by facsimile under and by authority of the following Resolution adopted by the Board of Directors of PLANET INSURANCE COMPANY at a meeting held on the 29th day of March, 1982, at which a quorum was present, and said Resolution has not been amended or repealed:

"Resolved, that the signatures of such directors and officers and the seal of the Company may be affixed to any such power of attorney or any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached."

IN WITNESS WHEREOF, the PLANET INSURANCE COMPANY has caused these presents to be signed by its Vice President, and its corporate seal to be hereto affixed, this 17th day of June 1991



PLANET INSURANCE COMPANY

Vice President

STATE OF Pennsylvania  
COUNTY OF Philadelphia

On this 17th day of June 1991, personally appeared Raymond MacNeil

to me known to be the Vice-President of the PLANET INSURANCE COMPANY, and acknowledged that he executed and attested the foregoing instrument and affixed the seal of said corporation thereto, and that Article VII, Section 1, 2, and 3 of the By-Laws of said Company, and the Resolution, set forth therein, are still in full force.

My Commission Expires:

February 1, 1993



Notary Public in and for the State of

Pennsylvania

Residing at Philadelphia

Patricia A. Cherry

I, Anita Zippert, Secretary of the PLANET INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said PLANET INSURANCE COMPANY, which is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Company this 3rd day of December 1992



Anita Zippert

1992

CONTRACTORS BID FOR PUBLIC WORKS  
PART I(To be completed for all bids)  
(Please type or print)Date: 12/3/92

1. Governmental Unit: FORT WAYNE PARKS & RECREATION  
 2. County: ALLEN  
 3. Bidder (Firm): HAMILTON HUNTER BUILDERS, INC.  
 Address: 915 SO. LAFAYETTE ST.  
 City/State: FORT WAYNE IN 46802  
 4. Telephone Number: 219-423-3577  
 5. Agent or Bidder (if applicable): NONE

Pursuant to notices given, the undersigned offers to furnish labor and/or material necessary to complete the public works project of PARK FACILITY RENOVATION (Governmental Unit) in accordance with plans and specifications of said unit for the sum of THREE HUNDRED FORTY NINE THOUSAND, FOUR HUNDRED NINETY NINE DOLLARS AND FIFTEEN CENTS ~~\$249,499.00~~. The undersigned further agrees to furnish a bond or certified check with this bid ~~for an amount specified in the notice of the letting. If alternative bids apply, submit a proposal for each in~~ ~~NINE HUNDRED FIFTEEN DOLLARS~~ ~~15,000.00 = 264,499.00~~ +

If additional units of material included in the contract are needed, the cost of units must be the same as that shown in the original contract. If the bid is to be awarded on a unit basis, the itemization of units shall be shown on a separate attachment. The Contractor and his subcontractors, if any, shall not discriminate against or intimidate any employee, or applicant for employment to be employed in the performance of this contract, with respect to any matter directly or indirectly related to employment because of race, religion, color, sex, national origin or ancestry. Breach of this covenant may be regarded as a material breach of the contract.

CERTIFICATION OF USE OF UNITED STATES STEEL PRODUCTS  
(If applicable)

I, the undersigned bidder or agent as a contractor on a public works project, understand my statutory obligation to use steel products made in the United States. I.C. 5-16-8-2, I hereby certify that I and all subcontractors employed by me for this project will use U.S. steel products on this project if awarded. I understand that violations hereunder may result in forfeiture of contractual payments.

## NON-COLLUSION AFFIDAVIT

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting, nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firm, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

## OATH AND AFFIRMATION

I affirm under the penalties of perjury that the foregoing facts and information are true and correct to the best of my knowledge and belief.

Dated at FORT WAYNE, IN, this 3 day of DEC. 1992, 1990.  
 (name of organization)  
 By: HAMILTON HUNTER BUILDERS, INC.  
 (title of person signing)

## ACKNOWLEDGEMENT

STATE OF INDIANA )  
 COUNTY OF ALLEN ) ss

HAMILTON HUNTER, JR., being duly sworn, deposes and says that he is PRESIDENT of the above HAMILTON HUNTER BUILDERS and that the statements contained in the foregoing bid, certification and affidavit are true and correct.

Subscribed and sworn to before me this 3 day of DEC. 1992, 1990.

M. Hunter  
MOY NT. HUNTER

My commission expires: AUGUST 26, 1995

ACCEPTANCE

County of Residence: ALLEN

The above bid is accepted this \_\_\_\_\_ day of \_\_\_\_\_, 1990,  
subject to the following conditions: \_\_\_\_\_

Contracting Authority Members:

## PART II

(Complete sections I, II, III and IV for all state and local  
public works projects as required by statutes.)

Governmental Unit: FORT WAYNE PARKS & RECREATION  
Bidder Firm: HAMILTON HUNTER BUILDERS, INC.  
Date: DEC. 3, 1992

These statements to be submitted under oath by each bidder with and as a part of his bid. Attach  
additional pages for each section as needed.

### SECTION I EXPERIENCE QUESTIONNAIRE

1. What public works projects has your organization completed?

Contract Amount	Class of Work	When Completed	Name and address of Owner
<u>1,199,225.00</u>	<u>LIBRARY</u>	<u>1991</u>	<u>BELLEFONTE/WELLS COUNTY</u>
<u>480,000.00</u>	<u>"</u>	<u>1990</u>	<u>THE CUMSEH LIBRARY</u>
<u>351,000.00</u>	<u>GARAGE</u>	<u>1992</u>	<u>ALLEN CO. HIGHWAY DEPT</u>
<u>70,000.00</u>	<u>GENERAL</u>	<u>1989</u>	<u>FT WAYNE PARKS DEPT.</u>

2. What public works projects has your organization now in process of construction?

Contract Amount	Class of Work	When Completed	Name and address of Owner
<u>657,000.00</u>	<u>OFFICE</u>	<u>1992</u>	<u>DEKALB CENTRAL SCHOOL DIST.</u>

3. Have you ever failed to complete any work awarded to you? NO If so, where and why?  
\_\_\_\_\_  
\_\_\_\_\_

4. List references from private firms for which you have performed work.

BETTER BUSINESS BUREAU, 1205 WEBSTER ST. FT. WAYNE, IN.  
INTERSTATE INDUSTRIAL PARK, INC. FLICK KFC 5F4 484-1130  
GYMNASIUM, ST JOHN CATHOLIC CHURCH, NEW HAVEN, IN  
GARRET STATE BANK, BEN HELMILAND, G37-SG45

## CURRENT CONTRACTUAL OBLIGATIONS

Entries on this sheet are to cover all construction work under contract or verbal performance agreement or pending award to the contractor signing, whether as principal or as sub-contractor and with any owner including the United States Government (See Qualification Regulations).

**WORK NOW UNDER CONTRACT**

**Total under Contract and Unearned**

**SUBLET TO APPROVED QUALIFIED SUB-CONTRACTORS**  
(Commission Contracts Only)

### Total Sublet and Uncarried

LOW BIDS SUBMITTED, OPENED AND NOT APPROVED

**Total of Bids Pending Award**

(This Item Does Not Effect Bidding Capa

I hereby certify that, to the best of my knowledge and belief, the above tabulations are true and complete and that my latest financial statement on file with the Commission continues to represent fairly and substantially my/our financial position of this date.

Bic

Hamilton, Flint & Pease

SECTION II PLAN AND EQUIPMENT QUESTIONNAIRE

1. Explain your plan or layout for performing proposed work.
2. If you intend to sublet any portion of the work, state the name and address of each subcontractor, equipment to be used by the subcontractor, and whether you expect to require a bond.
3. What equipment do you intend to use for the proposed project?
4. Have you made contracts or received offers for all materials within prices used in preparing your proposal?

SECTION III CONTRACTOR'S FINANCIAL STATEMENT

Attachment of bidder's financial statement is mandatory. Any bid submitted without said financial statement as required by statute shall thereby be rendered invalid. The financial statement provided hereunder to the governing body awarding the contract must be specific enough in detail to that said governing body can make a proper determination of the bidder's capability for completing the project if awarded.

SECTION IV OATH AND AFFIRMATION

I hereby affirm under the penalties of perjury that the facts and information contained in the foregoing bid for public works are true and correct to the best of my knowledge and belief.

Dated at FORT WAYNE, IN this 3 day of DEC., 1992, 1992.  
HAMILTON HUNTER BUILDERS, INC  
(name of organization)  
Hamilton Hunter, Jr.  
By: PRESIDENT  
(title of person signing)

ACKNOWLEDGEMENT

STATE OF INDIANA )  
COUNTY OF ALLEN ) ss  
                          ALLEN )

HAMILTON HUNTER, JR. being duly sworn, deposes and says that he is  
PRESIDENT of the above HAMILTON HUNTER BUILDERS and that the  
answers to the questions in the foregoing questionnaires and all statements therein contained are true and correct.

Subscribed and sworn to before me this 3 day of DEC. 1992, 1992.

Joy M. Hunter  
Notary Public

JOY M. HUNTER

printed name of notary public

My commission expires:

Aug. 26, 1995

County of residence:

ALLEN

EMERGING BUSINESS ENTERPRISE (E.B.E.) DECLARATION FORM

BIDDER MUST CHECK EITHER "A", "B" OR "C" BELOW, TO DECLARE HIS/HER STATUS AS AN E.B.E. OR NON-E.B.E. CONTRACTOR:

- A. XX The undersigned firm declares that it is not an E.B.E. contractor.

B. \_\_\_\_\_ The undersigned firm declares that it is an E.B.E. contractor. Please specify percentage of the economically disadvantaged individual's ownership: \_\_\_\_\_ %.

C. \_\_\_\_\_ The undersigned declares that it and the firm \_\_\_\_\_, a certified E.B.E., have entered a joint venture to perform this contract, and therefore will be considered to be an E.B.E. contractor for this project.

**Contractor:**

Contractor:

By:

By: HAMILTON HUNTER BUILDERS, INC.

Its:

Its: President

NOTE: A successful, non-E.B.E. bidder will be required to sign an "E.B.E. Rider" attached to the final contract. In the Rider, the successful bidder must agree that he/she will make a good faith effort to subcontract 10% of the overall contract amount to E.B.E.- certified subcontractors. A percentage less than 10% may be stipulated by the Owner in the Instructions to Bidders, but it is the Owner's goal to strive for 10%, pursuant to Executive Order 90-01 of the City of Fort Wayne.

The contract will be awarded to the lowest bidder who is responsive and responsible. E.B.E. commitment is not a part of the contract award. The successful bidder will be required to sign the E.B.E. Rider or the contract will not be signed by the Owner.

STREET BARRICADE MAINTENANCE INFORMATION

Listed below are the names and telephone numbers of the persons responsible for the maintenance of the barricades necessary for the duration of this contract:

<u>NAME</u>	<u>TELEPHONE NUMBER</u>
Gary Hofmann	638-4849
Fritz Hofmann	638-4889

HAMILTON HUNTER BUILDERS, INC.

CONTRACTOR

RESOLUTION/CONTRACT NUMBER 1625

HAMILTON HUNTER BUILDERS, INC.  
FORT WAYNE, INDIANA

Financial Statements  
As At  
January 31, 1992

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<u>Financial Statements:</u>	<u>Exhibit</u>	<u>Page</u>
Accountants' Review Report		1
Comparative Balance Sheet January 31, 1992 and 1991	"A"	2
Comparative Statement of Net Earnings for the years ended January 31, 1992 and 1991	"B"	3
Comparative Statement of Retained Earnings for the year ended January 31, 1992	"C"	4
Statement of Cash Flows for the year ended January 31, 1992	"D"	5
Notes to Financial Statements		6

**4905 Bluffton Road  
Fort Wayne, Indiana 46809  
Telephone (219) 747-3858  
Telefax (219) 747-1457**

March 31, 1992

Board of Directors  
Hamilton Hunter Builders, Inc.  
Fort Wayne, Indiana

ACCOUNTANTS' REVIEW REPORT

We have reviewed the accompanying balance sheet of Hamilton Hunter Builders, Inc., as of January 31, 1992, and the related statements of income, retained earnings and cash flow for the year then ended in accordance with standards established by the American Institute of Certified Public Accountants. All information included in these financial statements is the representation of the management of Hamilton Hunter Builders, Inc.

A review consists principally of inquiries of company personnel and analytical procedures applied to financial data. It is substantially less in scope than an examination in accordance with generally accepted auditing standards, the objective of which is the expression of an opinion regarding the financial statements taken as a whole. Accordingly, we do not express such an opinion.

Based on our review, we are not aware of any material modifications that should be made to the accompanying financial statements in order for them to be in conformity with generally accepted accounting principles.

*David P. Greider*

HAMILTON HUNTER BUILDERS, INC. - FORT WAYNE, INDIANA

Comparative Balance Sheet  
January 31, 1992 and 1991  
 (See Accountants' Review Report)

ASSETS	1-31-92	1-31-91	Increase (Decrease)
<b>Current Assets:</b>			
Cash and equivalents	\$ 193,012.33	\$ 107,680.35	\$ 85,331.98
Accounts receivable	68,815.49	17,184.33	51,631.16
	<u>\$ 261,827.82</u>	<u>\$ 124,864.68</u>	<u>\$ 136,963.14</u>
<b>Inventory:</b>			
Construction in process	\$ 413,904.33	\$ 580,686.31	\$ 166,781.98
Less: Billings on contracts	350,152.00	451,060.16	( 100,908.16 )
Cost in excess of billings	\$ 63,752.33	\$ 129,626.15	(\$ 65,873.82 )
Tax refunds receivable	\$ -	\$ 2,273.73	(\$ 2,273.73 )
Total Current Assets	<u>\$ 325,580.15</u>	<u>\$ 256,764.56</u>	<u>\$ 68,815.59</u>
<b>Fixed Assets:</b>			
Transportation equipment	\$ 31,864.44	\$ 31,864.44	\$ -
Office equipment	11,685.70	10,043.15	1,642.55
Land	61,933.50	52,000.00	9,933.50
Less: Accumulated depreciation	\$ 105,483.64	\$ 93,907.59	\$ 11,576.05
	31,994.30	29,484.68	2,509.62
Total Fixed Assets	<u>\$ 73,489.34</u>	<u>\$ 64,422.91</u>	<u>\$ 9,066.43</u>
<b>Other Assets:</b>			
Accounts receivable, officers	\$ 29,299.17	\$ 7,759.10	\$ 21,540.07
<b>Total Assets</b>	<b><u>\$ 428,368.66</u></b>	<b><u>\$ 328,946.57</u></b>	<b><u>\$ 99,422.09</u></b>
<b><u>LIABILITIES AND STOCKHOLDERS' EQUITY</u></b>			
<b>Current Liabilities:</b>			
Accounts payable	\$ 69,735.07	\$ 90,532.85	(\$ 20,797.78 )
Notes payable - Lincoln National Bank	150,015.93	40,000.00	110,015.93
Provision for income taxes	6,106.08	-	6,106.08
Total Current Liabilities	<u>\$ 225,857.08</u>	<u>\$ 130,532.85</u>	<u>\$ 95,324.23</u>
<b>Deferred Income Taxes</b>	<b><u>\$ 2,105.43</u></b>	<b><u>\$ 7,673.31</u></b>	<b><u>(\$ 5,567.88 )</u></b>
<b>Stockholders' Equity:</b>			
Common capital stock	\$ 67,555.18	\$ 67,555.18	\$ -
Retained earnings	132,850.97	123,185.23	9,665.74
Total Stockholders' Equity	<u>\$ 200,406.15</u>	<u>\$ 190,740.41</u>	<u>\$ 9,665.74</u>
<b>Total Liabilities and Stockholders' Equity</b>	<b><u>\$ 428,368.66</u></b>	<b><u>\$ 328,946.57</u></b>	<b><u>\$ 99,422.09</u></b>

HAMILTON HUNTER BUILDERS, INC. - FORT WAYNE, INDIANA

Comparative Statement of Net Earnings for  
the years ended January 31, 1992 and 1991  
 (See Accountants' Review Report)

	1-31-1992	1-31-1991	1992	Percent of Sales 1991
<u>Sales</u>	<u>\$ 2,476,919.06</u>	<u>\$ 1,211,207.40</u>	<u>100.00%</u>	<u>100.00%</u>
<u>Less: Cost of Sales</u>	<u>2,346,804.26</u>	<u>1,082,891.92</u>	<u>94.75</u>	<u>89.41</u>
<u>Gross Profit</u>	<u>\$ 130,114.80</u>	<u>\$ 128,315.48</u>	<u>5.25%</u>	<u>10.59%</u>
<u>Operating Expenses:</u>				
Advertising	\$ 2,048.39	\$ 3,186.77	.08%	.26%
Officer salaries	11,501.93	14,773.82	.46	1.22
Radio rental	831.03	701.25	.03	.06
Auto expense	9,614.64	8,501.91	.39	.70
Expendable tools	360.97	445.09	.02	.04
Donations	295.00	405.50	.01	.03
Dues and subscriptions	2,100.96	1,881.32	.08	.16
Utilities	2,399.24	2,481.55	.10	.20
Insurance	11,502.00	11,105.00	.46	.92
Legal and accounting	1,213.00	982.00	.05	.08
Bid bond expense	441.59	120.53	.02	.01
Office salaries, temporaries	49,832.52	44,204.68	2.01	3.65
Office supplies	1,839.30	2,136.48	.07	.18
Office rent	5,798.00	1,784.00	.23	.15
Repairs	1,219.68	3,064.02	.05	.25
Taxes	511.54	291.74	.02	.02
Telephone	2,517.43	3,029.10	.10	.25
Travel and entertainment	676.27	600.00	.04	.05
Depreciation	2,509.62	2,209.34	.11	.18
Consulting	19,601.54	14,327.46	.79	1.18
Plan deposits	487.50	-	.02	-
Total Operating Expenses	<u>\$ 127,302.15</u>	<u>\$ 116,231.56</u>	<u>5.14%</u>	<u>9.59%</u>
<u>Profit (Loss) From Operations</u>	<u>\$ 2,812.65</u>	<u>\$ 12,083.92</u>	<u>.11%</u>	<u>1.00%</u>
<u>Other Income (Deductions):</u>				
Purchase discounts	\$ 3,399.20	\$ 5,722.17	.14%	.47%
Interest income	6,415.64	4,572.18	.26	.38
Gain on sale of assets	-	1,000.00	-	.08
Plan deposits	-	225.00	-	.02
Interest expense	( 34.82 )	( 3,496.36 )	-	( .29 )
Total Other Income, net	<u>\$ 9,780.02</u>	<u>\$ 8,022.99</u>	<u>.40%</u>	<u>.66%</u>
<u>Earnings Before Income Taxes</u>	<u>\$ 12,592.67</u>	<u>\$ 20,106.91</u>	<u>.51%</u>	<u>1.66%</u>
<u>Less: Income tax expense</u>	<u>2,926.93</u>	<u>4,411.87</u>	<u>.12</u>	<u>.36</u>
<u>Net Earnings</u>	<u>\$ 9,665.74</u>	<u>\$ 15,695.04</u>	<u>.39%</u>	<u>1.30%</u>

HAMILTON HUNTER BUILDERS, INC. - FORT WAYNE, INDIANA

Comparative Statement of Retained Earnings  
for the year ended January 31, 1992  
 (See Accountants' Review Report)

	1992	1991
<u>Balance, February 1</u>	<u>\$ 123,185.23</u>	<u>\$ 126,695.19</u>
Add: Net Earnings - Exhibit "B"	9,665.74	15,695.04
Less: Dividends	-	19,205.00
<u>Balance at January 31</u>	<u>\$ 132,850.97</u>	<u>\$ 123,185.23</u>

HAMILTON HUNTER BUILDERS, INC. - FORT WAYNE, INDIANA

Statement of Cash Flows for the  
year ended January 31, 1992 and 1991  
 (See Accountants' Review Report)

	1992	1991
<u>Cash Provided by (Used for) Operations:</u>		
Net Income	<u>\$ 9,665.74</u>	<u>\$ 15,695.04</u>
Adjustments to reconcile net income to net cash:		
Depreciation	\$ 2,509.62	\$ 2,209.34
Accounts receivable	( 51,631.16)	30,000.00
Costs in excess of billing	65,873.82	( 89,408.29)
Accounts receivable, officers	( 21,540.07)	16,130.62
Tax refunds receivable	2,273.73	1,303.72
Accounts payable	( 20,797.78)	( 777.26)
Deferred income tax	( 5,567.88)	3,108.15
Federal and state taxes payable	6,106.08	-
	<u>(\$ 22,773.64)</u>	<u>(\$ 37,433.72)</u>
<u>Cash Provided by (Used for) Investments:</u>		
Dividends paid	\$ -	(\$ 19,205.00)
Purchase of fixed assets	( 11,576.05)	( 37,024.67)
Capital stock issued	-	41,880.00
	<u>(\$ 11,576.05)</u>	<u>(\$ 14,349.67)</u>
<u>Cash Provided by (Used for) Financing:</u>		
Principal payments on notes payable	\$ -	(\$ 355.40)
Proceeds from notes payable	<u>110,015.93</u>	<u>( 10,000.00)</u>
	<u>\$ 110,015.93</u>	<u>(\$ 10,355.40)</u>
<u>Net Increase (Decrease) in Cash</u>	<u>\$ 85,331.98</u>	<u>(\$ 46,443.75)</u>
<u>Cash at beginning of year</u>	<u>107,680.35</u>	<u>154,124.10</u>
<u>Cash at end of year</u>	<u>\$ 193,012.33</u>	<u>\$ 107,680.35</u>

HAMILTON HUNTER BUILDERS, INC. - FORT WAYNE, INDIANA

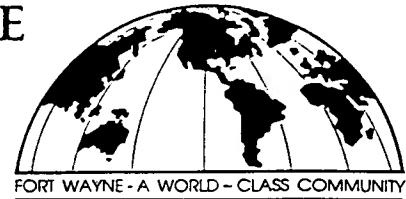
Notes to Financial Statements  
January 31, 1992  
 (See Accountants' Review Report)

- Note 1. Summary of Significant Accounting Policies:
- a) Assets and liabilities, income and expenses, are recorded using the accrual method of accounting.
  - b) Sales and income on long-term construction contracts are accounted for on the completed contract basis for income tax purposes. For financial reporting, sales and income on long-term construction contracts are accounted for on the percentage-of-completion method.
- Note 2. Construction in process inventory represents costs associated with present contracts. The completed construction estimated billings on these projects is \$ 482,874.00.
- Note 3. Accounts receivable consist of \$ 62,349.66 in trade receivable and \$ 6,465.83 receivable from a sister corporation, Hamilton Hunter, Inc., for office overhead and services rendered.
- Note 4. Accounts payable of \$ 69,735.07 are current and owing to sub-contractors and vendors relating to construction in process.
- Note 5. Deferred income taxes represents the difference in taxes calculated and actually paid due to the completed-contract basis of revenue recognition for income tax purposes, and percentage-of-completion basis of revenue recognition for financial statement purposes.
- Note 6. Four hundred shares of common, capital stock were issued on January 20, 1984, to Hamilton Hunter, Jr., and Joy Hunter, as joint tenants with right of survivorship. 110 additional shares were purchased and issued on July 1, 1990 to the same shareholders.
- Note 7. Construction in process inventory, percentage-of-completion, and Billings on Contracts are as follows:

	<u>In- Process</u>	<u>% Complete</u>	<u>Billings</u>
Sunshine	\$ 225,392.81	95.78 %	\$ 236,895.36
Koehlinger	88,191.26	87.65 %	103,738.73
Panoramic	83,475.05	64.00 %	55,591.00
Odd Jobs	<u>1,597.38</u>	-	-
	<u><u>\$ 398,656.50</u></u>		<u><u>\$ 396,225.09</u></u>



# THE CITY OF FORT WAYNE



Paul Helmke  
Mayor

Addendum Number 2

1 December 1992

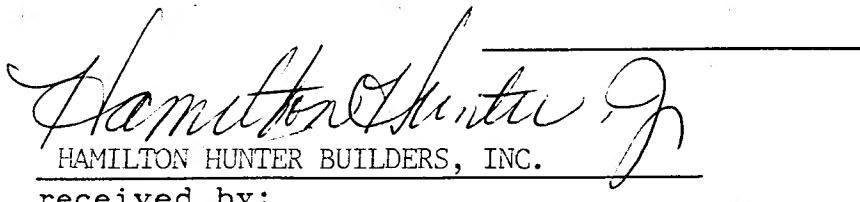
CITY OF FORT WAYNE, INDIANA  
FOR THE RENOVATIONS OF VARIOUS PARK FACILITIES  
FORT WAYNE PARKS & RECREATION DEPARTMENT

REFERENCE NO. 1625

To Prospective Bidders:

Information disclosed and/or questions raised since issuing bid documents require that changes in or interpretations of these documents be made as described in this Addendum Number 2.

Please sign and return one (1) copy of this form to the City of Fort Wayne Purchasing Department with the submission of bid packages.

  
HAMILTON HUNTER BUILDERS, INC.

received by:

December 3, 1992

date

Read the first time in full and on motion by Chairman, seconded by                   , and duly adopted, read the second time by title and referred to the Committee on January (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on                   , the                   , day of                   , 19          , at                    o'clock            M., E.S.T.

DATED: 12-8-92.

SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Sen. Smith,  
seconded by                   , and duly adopted, placed on its passage.  
PASSED    Lost    by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	7		1	1
<u>BRADBURY</u>	✓			
<u>EDMONDS</u>	✓			
<u>GiaQUINTA</u>	✓			
<u>HENRY</u>	✓			
<u>LONG</u>			✓	
<u>LUNSEY</u>	✓			
<u>RAVINE</u>	✓			
<u>SCHMIDT</u>				✓
<u>TALARICO</u>	✓			

DATED: 12-22-92

SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,  
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL),  
(SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. 1-208-90  
on the 2<sup>nd</sup> day of December, 1990

ATTEST:

(SEAL)

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

**PRESIDING OFFICER**

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on  
the 23rd day of October, 1992,  
at the hour of 11:00 o'clock A., M., E.S.T.

*Sandra E. Kennedy*  
SANDRA E. KENNEDY, CITY CLERK

SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 2nd day of January,  
1993, at the hour of 10:00 o'clock A M. E.S.T.

PAUL HELMKE, MAYOR

DIGEST SHEET

TITLE OF ORDINANCE: Special

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYSNOPSIS OF ORDINANCE: An ordinance approving the award of Renovations to McMillen Ice Rink and Foster Pavilion #1 plus Contingency Allowance for F W Parks & Recreation Department. The cost reflects the most responsive bidder and should be awarded to Hamilton Hunter Builders in the amount of \$196,154.00. This will be assigned a purchase order upon Councilmanic Approval.

IF NOT LOWEST, WHO WAS AND WHY WERE THEY NOT AWARDED:

EFFECT OF PASSAGE: Renovations to McMillen Ice Rink will provide necessary safety, comfort level, and energy efficiency due to the old outdated system which is non-functional at present, and the leaking roof that cause the ice to melt in certain areas will be repaired, also renovations to Foster #1 will provide necessary safety and appearance.

IF REPLACEMENT, WHAT NECESSITATES:

EFFECT OF NON-PASSAGE: The safety hazards at the McMillen Ice Rink caused by roof leaks and lack of dehumidification will continue, decreased usage due to lack of heat & uncomfortable conditions and the interior of the skating facility will continue to be damaged by the leaking roof, also the colums & stucco will continue to decay cause possible safety & structural problems, concrete floor will continue to be a hazard which will cause a lack of rental revenue.

PRIOR APPROVAL REQUESTED: No

*J-92-12-01*

MONIES INVOLVED: Hamilton Hunter Builders  
\$196,154.00

PRICE AGREEMENT: No

PURCHASE ORDER: Yes

ACCOUNT INFORMATION: 121-121-R320-4444  
F W Parks & Recreation

PRIOR APPROVAL:  
(IF APPLICABLE)

DATE:

BILL NO. S-92-12-01

REPORT OF THE COMMITTEE ON  
FINANCE

MARK E. GIAQUINTA, CHAIR  
DONALD J. SCHMIDT, VICE CHAIR  
EDMONDS, RAVINE

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (ORDINANCE) (RESOLUTION) approving the awarding  
of Reference #1625 by the City of Fort Wayne, Indiana, by and  
through its Department of Purchasing and HAMILTON HUNTER  
BUILDERS, INC. for the Parks and Recreation Department

HAVE HAD SAID (ORDINANCE) (RESOLUTION) UNDER CONSIDERATION  
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID  
(ORDINANCE) (RESOLUTION) \_\_\_\_\_

DO PASS 17 DO NOT PASS ABSTAIN NO REC

DATED: 12-22-92.

Sandra E. Kennedy  
City Clerk